

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

DAVID COIL,

Plaintiff,

v.

BRIAN WILLIAMSON, et al.,

Defendants.

Case No.: 2:24-cv-00016-CDS-DJA

ORDER

On January 2, 2024, pro se plaintiff David Coil, an inmate in the custody of the Nevada Department of Corrections, submitted a complaint under 42 U.S.C. § 1983. (ECF No. 1-1). Plaintiff later filed an application to proceed *in forma pauperis* (“IFP”). (ECF No. 3). But the IFP application is incomplete because Plaintiff failed to include a completed financial certificate and an inmate trust fund account statement for the previous six-month period with it.

The United States District Court for the District of Nevada must collect filing fees from parties initiating civil actions. 28 U.S.C. § 1914(a). As of December 1, 2023, the fee for filing a civil-rights action is \$405, which includes the \$350 filing fee and the \$55 administrative fee. See 28 U.S.C. § 1914(b). “Any person who is unable to prepay the fees in a civil case may apply to the court for leave to proceed *in forma pauperis*.” Nev. Loc. R. LSR 1-1. For an inmate to apply for *in forma pauperis* status, the inmate must submit **all three** of the following documents to the Court: (1) a completed **Application to Proceed in Forma Pauperis for Inmate**, which is pages 1–3 of the Court’s approved form, that is properly signed by the inmate twice on page 3; (2) a completed **Financial Certificate**, which is page 4 of the Court’s approved form, that is properly signed by both the inmate and a prison or jail official; and (3) a copy of the **inmate’s prison or jail trust fund account statement for the previous six-month period**. See 28 U.S.C. § 1915(a)(1)–(2); Nev. Loc. R. LSR 1-2. *In forma pauperis* status does not relieve an

1 inmate of his or her obligation to pay the filing fee, it just means that the inmate can pay
2 the fee in installments. See 28 U.S.C. § 1915(b).

3 It is therefore ordered that Plaintiff has **until March 22, 2024** to either pay the full
4 \$405 filing fee or file a completed financial certificate that is signed both by the inmate
5 and the prison or jail official and a copy of the inmate's trust fund account statement for
6 the previous six-month period.

7 Plaintiff is cautioned that this action will be subject to dismissal without prejudice if
8 Plaintiff fails to timely comply with this order. A dismissal without prejudice allows Plaintiff
9 to refile the case with the Court, under a new case number, when Plaintiff can file a
10 complete application to proceed *in forma pauperis* or pay the required filing fee.

11 The Clerk of the Court is directed to send Plaintiff David Coil the approved form
12 application to proceed *in forma pauperis* for an inmate and instructions for the same and
13 retain the complaint (ECF No. 1-1) but not file it at this time.

14 DATED this 22nd day of January 2024.

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UNITED STATES MAGISTRATE JUDGE